



1653 DRW

PTO/SB/21 (09-04)

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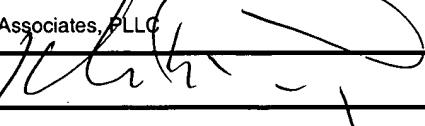
Total Number of Pages in This Submission

Application Number	09/876,796
Filing Date	June 7, 2001
First Named Inventor	Kathleen L. Horwath et al.
Art Unit	1653
Examiner Name	Hope A. Robinson
Attorney Docket Number	RB-125-SEQ

ENCLOSURES (Check all that apply)

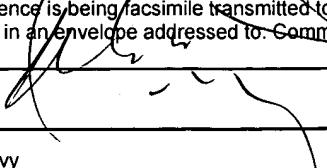
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Mark Levy & Associates, PLLC		
Signature			
Printed name	Mark Levy		
Date	November 16, 2004	Reg. No.	29,188

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/876,796 Confirmation No. 9032
Applicant : Kathleen L. Horwath et al.
Filed : June 7, 2001
TC/A.U. : 1653
Examiner : Hope A. Robinson

Docket No. : RB-125 SEQ
Title : NUCLEIC ACID SEQUENCES ENCODING TYPE III
: TENEBRIOS ANTIFREEZE PROTEINS AND METHOD
: FOR ASSAYING ACTIVITY
Customer No. : 41245

ELECTION

Commissioner for Patents
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SIR:

This election is responsive to the Office Action of October 18, 2004 relating to the above-identified patent application.

Application. No. 09/876,796
Amendment dated November 16, 2004
Reply to Office Action of October 18, 2004

Applicants hereby elect, with traverse, the claims of Group II (i.e., claims 27 - 37) drawn to a method for providing antifreeze or recrystallization inhibition properties.

Respectfully submitted,



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Mark Levy, Reg. No. 29188
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